

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: SCHULZ =2

In re Application of:) Art Unit: 1771
Wolfgang SCHULZ)
Appln. No.: 09/826,369) Examiner: C. Pratt
Date Filed: April 5, 2001) Washington, D.C.
For: AWNING FABRIC AND PROCESS...) September 17, 2003

Communication

Honorable Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant is in receipt of a Final Rejection mailed September 9, 2003, to which a Reply will be filed in due course.

In the meantime, applicant filed an IDS on July 1, 2003. Applicant requests, as already requested in such IDS, for the PTO to consider the prior art disclosed in such IDS, and to return an examiner initialed copy of the form on which the prior art is listed.

Next, the Final Action cited three new U.S. patent references, but does not provide copies thereof, the Office Action making reference to MPEP 707.05(a). However, newly cited Curtis USP '954 has been applied against claim 12 and newly cited Delker USP '057 has been applied against claims 13

and 14, and newly cited Linville USP '519 has been applied against claims 1-6 and 11, with both Linville and Curtis being applied against claim 12, and Linville and Delker being applied against claims 13 and 14. In a USPTO Notice of July 11, 2003, copy attached, the PTO advised the public that the USPTO will mail copies of all cited references.

Wherefor, applicant respectfully requests copies of the three new U.S. patents cited and also an examiner-initialed copy of the form attached to applicant's IDS evidencing that the prior art cited in applicant's IDS has been considered by the examiner.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By



Sheridan Neimark
Registration No. 20,520

SN:jaa

Telephone No.: (202) 628-5197

Faxsimile No.: (202) 737-3528

G:\BN\R\rau\schulz2\PTO\communication 16se03.doc



UNITED STATES PATENT AND TRADEMARK OFFICE

Home Index Search System Alerts eBusiness Center News & Notices Contact Us

USPTO Will Mail Copies of All Cited References

Office of Patent Legal Administration << Pre-OG Notices << USPTO Will Mail Copies of All Cited References

Until further notice, the U.S. Patent and Trademark Office (USPTO or Office) will resume mailing paper copies of all references when first cited with Office actions from all art units in the Patent Examining Corps, including Office actions for patent applications that have been scanned into the Image File Wrapper (IFW) system. Flyers included with Office actions are being revised to be consistent with this policy.

It is still the goal of the Office to provide Internet access to cited references in electronic form through the Patent Application Information Retrieval (PAIR) system. Until applicants can access copies of references cited in Office actions using PAIR, the Office will be sending paper copies of all cited references in accordance with previous policy.

Questions concerning this notice may be submitted to Jay Lucas by e-mail at Jay.Lucas@uspto.gov or by telephone at (703) 308-6868. Comments may also be submitted by mail addressed to: Commissioner for Patents, Box Comments - Patents, Post Office Box 1450, Alexandria, VA 22313-1450, or by facsimile to (703) 305-2919, marked to the attention of Jay Lucas.

Date: 07/11/2003

Signed: /s/

STEPHEN G. KUNIN
Deputy Commissioner
for Patent Examination Policy

[HOME](#) | [INDEX](#) | [SEARCH](#) | [SYSTEM STATUS](#) | [BUSINESS CENTER](#) | [NEWS&NOTICES](#) |
[CONTACT US](#) | [PRIVACY STATEMENT](#)

Last Modified: Fri, 25 Jul 2003 16:01:38 GMT